

PROCEEDINGS OF THE BROWN COUNTY
PUBLIC SAFETY COMMITTEE

Pursuant to Section 19.84 Wis. Stats., a budget and regular meeting of the **Brown County Public Safety Committee** was held on Tuesday, October 8, 2019 at the Brown County Sheriff's Office, 2684 Development Drive, Green Bay, Wisconsin.

Present: Chair Buckley, Supervisor Schadewald, Supervisor Gruszynski, Supervisor Borchardt, Supervisor Nicholson
Also Present: Supervisors Hoyer, Brusky, Tran, Deslauriers; County Executive Troy Streckenbach, Director of Administration Chad Weininger, Finance Director Bradley Klingsporn, Senior Accountant – Budget Coordinator David Diedrick, HR Administrative Coordinator Amy Shefchik, Internal Auditor Dan Process, Corporation Counsel David Hemery; Sheriff Todd Delain, Sheriff Accountant Donn Hein, Captain David Poteat, Lieutenant Kevin Kinnard, Human Services Director Erik Pritzl, Public Safety Communications Cullen Peltier, Emergency Management Lauri Maki, District Attorney David Lasee, Clerk of Courts John Vander Leest, news media and other interested parties.

I. Call meeting to order.

The meeting was called to order by Chair Pat Buckley at 5:32 pm.

II. Approve/Modify Agenda.

Motion made by Supervisor Buckley, seconded by Supervisor Schadewald to approve. Vote taken. MOTION CARRIED UNANIMOUSLY

III. Approve/Modify Minutes of September 10, 2019.

Motion made by Supervisor Schadewald, seconded by Supervisor Gruszynski to approve. Vote taken. MOTION CARRIED UNANIMOUSLY

****NON-BUDGET ITEMS****

Comments from the Public on Non-Budget Items

Chelsea Reed – 1218 Pershing Rd., Apt 32, De Pere, WI

Reed thanked the committee for adding Item 20 to the agenda which addresses Class and Comp issues in the Sheriff's office, she was the Evidence Technician. In 2018 Brown County decided to do a Class and Comp study, it had been affecting her job ever since. She had a Bachelor of Science degree, a Bachelor of Science degree in chemistry, criminalistics, biochemistry and a minor in biology. She was hired on by the South Dakota State Crime Lab where she performed serology, tested for bodily fluids, did DNA testing, trace analysis and also went out to crime scenes. While hired she attended the National Forensic Academy, a 10-week training course on how to process crime scenes from start to finish. She processed approximately 1,200 cases in the 6.5 years she was there, from homicides, sexual assaults, burglaries and misdemeanor crimes. She was hired by the Sheriff's office in 2017 where she was the sole source of crime scene processing and is on-call 24-7 when not on vacation. She can do everything from burglaries, homicide and suicide scenes and is part of the Internet Crimes Against Children search warrant team which covered the entire county. She documents through photographs, videos, 3D pictures of the scene and collects and analyzes evidence such as fingerprints, tire impressions, analyze blood splatter, and look for/at bullet trajectories on a daily basis at any crime scene.

In Feb of 2019 HR sent out a classification report stating she was a salary position even though all of 2018 they were told it was not and still listed her as one. They did correct it but put her in a much lower position than she should have been. At the end of Feb, they got an email stating the County Board approved the policy adjustment and the County Executive signed off on it. She was informed that there was an appeal process and she started that process. There was no outline of how the appeal would work, it seemed like HR made up the rules as they went along. Reed wrote a detailed letter stating why she deserved higher pay or at a minimum a higher classification. The appeal was submitted April 1, 2019. On April 20, she was informed that the Clerk of Courts had priority, which she understood. May 8, she received a phone call from HR who informed that her position was compared to four local agencies and they wanted her to defend her position against those positions. Green Bay has three Forensic Evidence Technicians and they were the closest and what they originally

compared her position to. Oneida County (pop. 75,000) had a Property and Evidence Specialist and dealt solely with evidence and did not respond to crime scenes. 99% of her job was responding to crime scenes. Sheboygan County pop. 115,000, was a sworn position. Shawano County (pop. 42,000) had an Evidence Specialist that was solely property. HR wanted positions in similar size and stature of what Brown County was. Reed questioned the pay scales and she never received an answer.

After discussions with her Chief, the Sheriff and Captain, on June 4 she responded noting her concerns with those comparables. On June 14, she received a response questioning her education, as why her job description stated she needed a high school diploma but yet she had a 4-year degree. She found out that a sworn officer could have a high school diploma and 60-college course credits at minimum. When they hired her they weren't sure if they were going to get a sworn or civilian position. She was the first civilian they had in this position. A quick google search easily shows that anyone with her job classification required four years of college in a hard science.

In the later part of July, Captain Potene and Reed responded to HR. On September 18 she reached out again as she had not heard anything about her Comp and Class appeal. The response she received was, "I apologize for the delay, the Comp and Class review is coming up with an Internal Review Committee and will hopefully get back to you within a couple weeks. Currently we've been focusing our priority on the budget the past couple months." Reed understood. Less than five business days later, on September 27, HR responded, "I am following up regarding your Class and Comp review request. We are able to pull comparables including the City of Green Bay and the City of Appleton, and the committee has determined to move your position from a Paygrade G2 to an H. As you are already over the midpoint in your classification, it will not affect your current pay rate. Brown County looks at the position and the requirements of the position, not the person who is in the position. With that being said, your position only requires a high school diploma regardless of training, certifications, Brown County does not pay any extra for more education or skillsets."

Reed reiterated that just because her job description originally stated it required a high school diploma, it didn't mean that Brown County would ever hire someone with just a high school diploma as that person would never be able to stand up in court as an expert witness to testimony or be able to expertly defend their responses from a crime scene.

Molly Baldwin – 724 N. Melcorn Cir., De Pere, WI

Baldwin has been the Evidence / Property Specialist at the Sheriff's office for over 5.5 years, 11 years with the department overall. Prior to working in evidence, she worked in records. She was the first civilian to work in evidence, replacing a sworn Sergeant. She accepted the job as a lateral move in the department making the same as her Clerk Typist job in records. Once she recognized the increased amount of responsibly associated, with being accountable for maintaining every item in the Brown County Property Room, she realized she was not being paid a fair wage. Spring of 2018 they sent in a job description for her Evidence / Property Specialist position to HR. November 2018 HR notified the Captain that they needed a job description and comparables. February 2019, the Comp and Class was sent to the employees. March 5, an email was sent stating that on March 15 paychecks will be sent with the new pay raise as an Evidence Tech. Her paycheck still had her Clerk Typist pay rate and she did not receive another check for back pay as stated in the email. On March 22, she got an email from HR that they do not have a job description for her as the Evidence Tech. April 1, they sent HR another request for a position review for her job description. April 19, she received an email from HR that they were reviewing and they will review after all the appeals were done. On May 23 she received an email from HR stating she was denied because she did not meet the criteria for a pay rate through Comp and Class. Baldwin's frustration was that she didn't believe she was being paid the comparable amount and was still being paid for a Clerk Typist position when she's been an Evidence Technician for almost six years now.

1. **Review Minutes Of:**
 - a. **Criminal Justice Coordinating Board (September 10, 2019).**

Motion made by Supervisor Gruszynski, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

- b. **Fire Investigation Task Force (June 13, 2019).**

Motion made by Supervisor Gruszynski, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

- c. **Local Emergency Planning Committee (July 9, 2019).**

Motion made by Supervisor Gruszynski, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

d. Public Safety Communications Advisory Board (June 25 & September 24, 2019).

Motion made by Supervisor Gruszynski, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

e. Traffic Safety Commission (July 9, 2019).

Motion made by Supervisor Borchardt, seconded by Supervisor Gruszynski to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

Medical Examiner

2. Budget Status Financial Report for October 2019 (Unaudited).

Medical Examiner Director of Operations Barry Irmen informed their budget was right on track, in good shape.

Motion made by Supervisor Gruszynski, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

3. Medical Examiner Activity Spreadsheet.

Irmen informed they were right about where they usually were. Homicides were up a little, traffic crashes down.

Motion made by Supervisor Gruszynski, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

4. Medical Examiner's Report.

Irmen reported they were working with the Concord Group and should have something regarding the ME's office to bring before the committee in November.

They had one part-time Medicolegal Investigator in training.

Motion made by Supervisor Schadewald, seconded by Supervisor Gruszynski to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

Public Safety Communications

5. Budget Status Financial Report for August 2019 (Unaudited).

Motion made by Supervisor Schadewald, seconded by Supervisor Gruszynski to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

6. Budget Adjustment Request (19-080) – Any increase in expenses with an offsetting increase in revenue.

Intergovernmental agreement between Brown County and the Oneida Nation for the Tribe's use of Brown County's radio infrastructure. This additional revenue will be used by PSC for staff training related to the newly proposed computer aided dispatch system in 2019 and/or 2020. The annual fee for the period 10/1/19-9/30/20 is \$60,453.

DOA Weininger informed it was important to note that this budget adjustment was approving them to enter into that contract, it was unique.

Motion made by Supervisor Gruszynski, seconded by Supervisor Borchardt to approve. Vote taken. MOTION CARRIED UNANIMOUSLY

7. **Director's Report.**

Peltier informed they will have their initial meeting with the agencies and the new CAD vendor on October 16. They strongly encouraged the agencies to bring line personnel to that meeting so they could get a good feel for how they were using it now and how it would implement within the program. He will have more updates next month.

Staffing was decent. They were half a position down and had four in training.

Motion made by Supervisor Gruszynski, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

Emergency Management

8. **Budget Status Financial Report for August 2019 (Unaudited).**

Lauri Maki informed they were under budget.

Motion made by Supervisor Gruszynski, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

9. **Director's Report.**

Maki stated it was three days without rain so things were going well.

He was going on two months as Interim. Their Coordinator was there about a month.

They started planning for the Austin Straubel exercise for next year. Responding to Schadewald, Maki informed the airport had a federal mandate to do a full scale exercise every three years and they run the exercise for them.

Buckley questioned how they were planning for future flooding incidences. Maki responded that this year they were in the process of redoing their All Hazard Mitigation plan. Hopefully they get something for flooding in this year's plan if not, it was definitely something they need to focus on going forward. A goal he had in the near future was to get with the local DPWs in the county and possibly figure out a plan of action for this spring to alleviate potential problems. Schadewald stated flooding was priority.

Motion made by Supervisor Gruszynski, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

Clerk of Courts

10. **Clerk of Court's Report.**

Clerk of Courts John Vander Leest informed that their Class and Comp issues had been resolved.

Motion made by Supervisor Gruszynski, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

Circuit Court, Commissioners, Probate

11. **Budget Status Financial Report for August 2019 (Unaudited).**

No action taken.

Sheriff

12. **Budget Status Financial Report for August 2019 (Unaudited).**

In looking at the budget with Accountant Donn Hein, it was going to be razor thin, definitely less than 1% in one direction for their total budget. So it was right on where they wanted to be at this point.

Motion made by Supervisor Schadewald, seconded by Supervisor Gruszynski to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

13. Key Factor Report through August 2019.

Borchardt requested jail data be broken down even more.

Motion made by Supervisor Schadewald, seconded by Supervisor Gruszynski to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

14. Budget Adjustment Request (19-077) – Any increase with an offsetting increase in revenue.

Increase in federal grant revenue and related overtime expense to participate in an Organized Crime Drug Enforcement Task Force (OCDETF) grant for a 2019 covert operation. The grant provides funds for overtime incurred for Operation Pick 6 up to \$75,000. However, based on activity for January – June, expected amount will be \$65,293.

Motion made by Supervisor Schadewald, seconded by Supervisor Gruszynski to approve. Vote taken. MOTION CARRIED UNANIMOUSLY

15. Sheriff's Report.

Delain informed that 8 people were indicted in federal court for nearly 30 kilos of methamphetamine, the largest seizure in the State of Wisconsin history and it will be done by the Brown County Drug Task Force (DTF) in conjunction with federal agencies throughout the state. The DTF keeps doing incredible things, in June they had an indictment of 11 more individuals in federal court on the large scale heroin, cocaine and fentanyl. That fentanyl seizure was the largest in NE Wisconsin, something they've never seen appear.

Within the last few months, the Brown County Task Force was recognized by the Wisconsin Narcotics Officers Association as the Drug Task Force of the State of Wisconsin, based on the recommendation and recognition by the United States Attorney's office eastern district out of Milwaukee. They were the ones that did the nomination for the drug unit for all the efforts they had done on these large investigations specifically related to heroin, cocaine, fentanyl and methamphetamine. Kudos to all the hard work they do every single day to combat the most destructive stuff they see in the community.

Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

District Attorney

16. Resolution Regarding Table of Organization Change for the District Attorney's Office – Victim/Witness Assistant Program Specialist Positions.

District Attorney David Lasee informed 3-Victim/Witness Assistant Program Specialist positions were being added as the result of grant dollars that they applied for. He informed it was approved at the Executive Committee.

Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to approve. Vote taken. MOTION CARRIED UNANIMOUSLY

17. District Attorney's Report.

Lasee informed their budget was doing pretty well this year, they managed to have some salary savings as an unfortunate result of departures. With new staff coming on, he was trying to work with the County Executive to make a determination about what was going to happen with the location of CJS. There were confidentiality issues with having them in their building with respect to their victim witness unit, having defendants coming and going from the building on a regular basis. They also needed more space for their internal operations. If CJS moved out, there was space for new staff. Support staff currently had their own offices but they could build out work stations with the useable space. It would cost about \$25,000-\$30,000 and it would come from those salary and other

savings. He would like an answer soon from the Executive so he knew if it was a worthwhile expenditure. He didn't want to wait to hire people until the situation was sorted out.

Weininger informed they were looking for something outside but the problem was identifying the space and finding funds to move CJS it. Executive Committee will take up Capital Improvements and they had authority to approve funds to build. He noted they had two other options that fell apart.

Health and Human Services Director Erik Pritzl stated Lasee was absolutely correct. Downtown was good as far as proximity to the courts but other requirements needed to be figured out.

Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

Resolutions/Ordinances

18. Resolution Amending Membership of Criminal Justice Coordinating Board.

Buckley informed this already came before their committee but they had a new Judge overseeing it and he wanted her to review prior to moving forward.

Motion made by Supervisor Schadewald, seconded by Supervisor Gruszynski to approve. Vote taken. MOTION CARRIED UNANIMOUSLY

19. Resolution in Support of Establishing a Brown County Secure Residential Care Center for Children and Youth (24 Secure Residential Beds and 32 Secure Detention Beds).

Motion made by Supervisor Schadewald, seconded by Supervisor Gruszynski to approve. Vote taken. MOTION CARRIED UNANIMOUSLY

Communications

20. Late Communication from Chair Buckley re: Review and possible action/reclassification of the following positions in the Sheriff's Department: Office Manager II, Civilian Evidence Technician, Evidence/Property Specialist and Criminal Analyst.

Buckley informed this was brought to his attention, he started looking into it and there seemed to be some reclassification issues. He brought it forward as a communication to get it figured now as soon as possible and not after budget. Schadewald informed that the Administration Committee built into the budget for the reclassification throughout the year so there was money in the budget, whether done now or later, it can be addressed.

Delain felt it would be beneficial to note that even prior to him being Sheriff, they had made every attempt to follow the rules to try and get these positions reclassified. Certainly the employees were frustrated and that's why they had reached out to board members. He believed they had done everything they could possible do within the certain guidelines to ensure they were moving this along.

As it related to the Civilian Evidence Technician, Reed had completed all the class and comp paperwork. Former Sheriff Gossage reviewed it, Delain review it and Captain David Poteat had reviewed and signed off on it. They all believed there was a discrepancy in her pay, some of it related to the understanding of the position. In the past, those positions were held by sworn officers and were paid significantly more. There was a move years ago from pulling a police officer to do the work to hiring a specialist. Initially trying to set a wage was difficult, there were so few across the State of Wisconsin and the country. He believed that position was currently not where it needed to be for the skillset. The Green Bay Police Department followed suit and hired a specialist as their sworn police officers retired. It was Poteat's initial recommendation to increase the wage for that position, Delain supported it. They were willing to do whatever they had to do. If it was updating job descriptions, they tried to do that, it had been a long process. He understood there had been a lot of transition with him being Chief Deputy, now Sheriff and within HR. He felt HR was doing a lot to rectify things that occurred in the past. The Sheriff's office had roughly 326 employees and with the command level staff, had identified only 3-individuals very specifically that had pay issues needing to be addressed.

Their Office Manager Barb Peters had been with the Sheriff's office for 42 years, she had incredible institutional knowledge and based on her grade, she just made the mid-point. How after 42 years with an impeccable record not be at the top of the range? He believed it was in the right paygrade but needed to be adjusted. If they were looking to hire someone they may not even get someone at the midpoint to do that job.

Their Evidence/Property Specialist was a relatively new position which a couple years ago was done by police officers. It did not make sense to have them do that work, they needed to be out on the street so they transitioned that. Baldwin stepped up from doing administrative work, took on a lot more responsibility to manage their evidence and the change of custody of that evidence. She received a very small increase but that didn't compare to where the Green Bay Police Department or other areas were at with their positions. He felt compelled to say there needed to be a streamline way for department heads to come forward to address these specific issues.

Buckley stated he looked into this briefly and compared to GBPD they were tremendously underpaid. The Evidence Technician position had to be very technical, it wasn't a position to look at lightly, nor would you find someone who would hire someone with just a high school diploma. They haven't kept up to the classification. The Office Manager position was also in charge of asset forfeitures, classified information, etc. Comparing to other positions even in the county, she was grossly underpaid for what her position was. They needed to address these in the very near future.

Schadewald stated job descriptions were huge and if a job required a level of education, it should state that. Delain informed they were allowing for flexibility because they never knew if they'd get someone retired from law enforcement who had a plethora of experience and may have more than 60 college credits but technically didn't have a degree. Schadewald felt from an HR perspective, they were stating it could be this or that.

Weininger interjected he didn't have the specific cases in front of him but believed two were looking for a raise and the third a classification change. The board passed additional dollars and gave him authority to take those compensation dollars to address class and comp issues. With those three positions, there was nothing in the policy allowing him to give wage increases. The only way it could be done was through a table of organization change, usually there were some additional duties or something to bring forward so it wasn't considered just a pay increase. That's what he had to work with unless the board wanted to give him more flexibility to allow for them to give general employees a wage increase. Schadewald does not want to get into County Board resolutions for pay increases, there were 1,800 employees. Buckley agreed but reiterated he wanted to make sure job descriptions and classifications were correct.

Delain understood there were rules. It sounded like his option was to bring it forward as a table of organization change to the Executive and County Board budget meetings to get it addressed. In the past, there were reservations within the County Board to have TO changes come up so he was trying to do whatever he could to facilitate this within the rules that the county set forward. Being a brand new position made it unique, the description was going to vary very quickly, especially being one of the first ones across the industry. The wage was going to change and what you find in the wage range set by category was pretty significant, that's what was problematic. Gruszynski got that the board didn't want to get into doing this for every position across the county but not every position across the county had a position before that utilized sworn officers. To him, this seemed like a much different, special situation and the fact that Delain was moving forward with a table of organization change, he would welcome looking at it, as a board member.

Drug Task Force (DTF) Director Kevin Kinnard informed they had 18 assigned law enforcement officers. He was present to speak to two Table of Organization (TO) changes, noting they wanted to move ahead and efficiently as possible. He was attempting to remove duties and move them to civilian positions to keep them as sufficient and focused on doing investigations that required a law enforcement officer and not someone sworn doing the evidence. They had an Evidence Sergeant to focus on interdiction because of the huge issues with fentanyl, methamphetamine and heroine being transported through common carriers; US Postal, FedEx and UPS. He's also doing cellphone extractions which has dramatically changed over the years. They do approximately 400-500 a year for evidence on cases for prosecution and follow up on cases. He was working with your initiative of High Intensity Drug Trafficking Area (HIDTA) working group in Milwaukee, they provided money for a project where they were attempting to automate some of their manual data entry stuff as they conservatively do 5,000 hours of

data entry year and move the Administrative Assistant II positions, one he would reclass to an Evidence/Property Specialist in the custody of the DTF. It was a super important position because that person literally touched every single case at the DTF and had their hands on all the evidence for those cases, are in the chain and are required to testify in federal court as part of that chain. The other thing was to take another Admin II position and reclass to a Criminal Intel Analyst. He had Wisconsin National Guard Counterdrug Analysts assigned but only had them when the National Guard didn't need them for other duties so it was difficult. He had one in the budget but she was fully funded by HIDTA so he had no actual levy funded analyst positions and desperately needed those to continue to do the size of the investigations were working on.

Supervisor Nicholson arrived at 6:46 pm.

Motion made by Supervisor Nicholson, seconded by Supervisor Gruszynski to refer to the Executive Committee. Vote taken. MOTION CARRIED UNANIMOUSLY

Other

21. Audit of Bills.

Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to acknowledge the receipt of the bills. Vote taken. MOTION CARRIED UNANIMOUSLY

Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to amend the agenda to make Item 6 (Under Budget Review), Item 22. Vote taken. MOTION CARRIED UNANIMOUSLY

Motion made by Supervisor Borchardt, seconded by Supervisor Gruszynski to suspend the rules to allow interested parties to speak. Vote taken. MOTION CARRIED UNANIMOUSLY

Jeff Mekash – 2942 Marble Mountain Way, Green Bay, WI

Mekash knew this came up before the board several times in the past, it was something that was important to the correctional officer. He was a correctional officer, a corporal at the jail and every day they came in, they were coming into a dangerous job. The State of Wisconsin for some reason see that the county jailers don't meet the criteria for the 51%. He would like to disagree with them in every way. At one time they did have protective status through the County Board and gave up three years of pay increases several years ago to have that and once Act 10 took part, for some reason it was taken away from them. Every day he went into work, he didn't know if he was going home. Unfortunately the crime rate in the Brown County area had increased tremendously. They no longer deal with retail theft, it was drug dealers, murders, and people coming off of withdrawals of drugs. They were no longer just booking them in, putting them in a cell to wait for court. It was a dangerous job. He wished the County Board would look into it and give back the rights of protective status. He understand that some of the stickler was that they got their bargaining rights back. There was a lot of them that just wanted the protective status and they could make up a deal with the county to keep it as chapter 4 rules but allow for protective status. Nicholson interjected that he agreed with them.

Motion made by Supervisor Nicholson, seconded by Supervisor Schadewald to return to regular order of business. Vote taken. MOTION CARRIED UNANIMOUSLY

Although shown in proper format, Item 6 was taken at this time.

Closed Session (Non Budget)

- 22. Discussion of whether the Brown County Board of Supervisors has the legal authority to restore 'Protective Occupation Participant' status to Brown County Corrections Officers and the effect of doing so on pending litigation.**
- a. Open Session: Motion and Recorded Vote pursuant to Wis. Stats. Sec. 19.85(1), regarding going into closed session pursuant to Wis. Stats. Sec. 19.85(1)(g), i.e., for (g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved, in particular, discussing whether the Brown County Board of Supervisors has the legal authority to restore 'Protective Occupation Participant' status to Brown County Corrections Officers and the effect of doing so on pending litigation.**

Enter Into Closed Session @ 7:00 pm: Ayes: Schadewald, Buckley, Gruszynski, Borchardt; Nays: Nicholson.

- b. Convene into Closed Session: Pursuant to Wis. Stats. Sec. 19.85(1)(g), the governmental body shall convene into closed session for purposes of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved, in particular, discussing whether the Brown County Board of Supervisors has the legal authority to restore 'Protective Occupation Participant' status to Brown County Corrections Officers and the effect of doing so on pending litigation.

Supervisor Nicholson was excused at this time.

Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to return to regular order of business at 7:57pm. Vote taken. MOTION CARRIED UNANIMOUSLY

- c. Reconvene into Open Session: The governmental body shall reconvene into open session for possible voting and/or other action regarding whether the Brown County Board of Supervisors has the legal authority to restore 'Protective Occupation Participant' status to Brown County Corrections Officers and the effect of doing so on pending litigation.

Motion made by Supervisor Schadewald, seconded by Supervisor Gruszynski to direct Corporation Counsel to draft a strongly worded resolution in support of State Assembly 5 and SB 5 and AB 5 for the Executive Committees October 28th meeting and consideration thereafter at November 6th County Board. Vote taken. MOTION CARRIED UNANIMOUSLY

Motion made by Supervisor Schadewald, seconded by Supervisor Borchardt to take the District Attorney Items, 5 and 5a at this time. Vote taken. MOTION CARRIED UNANIMOUSLY

Respectfully submitted,

Alicia A. Loehlein
Administrative Coordinator